THE HON'BLE SRI BILAL NAZKI, ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL NO.1543 OF 2005

Date:29-08-2005

Between:

C.Kesavulu …Appellant

And

The District Collector and others …Respondents

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL NO.1543 OF 2005

J U D G M E N T (Per the Hon'ble Sri Bilal Nazki, ACJ):

Heard learned counsel for the parties. With their consent, the writ appeal is decided at this stage.

The writ petitioner contended before the learned Single Judge that he was in possession of a piece of land for 30 years, he was a landless poor and belongs to backward community. Therefore, the Government should be directed to allot the land to him by way of a patta. The learned Single Judge, however, noted that there was nothing on record to show that the writ petitioner was in possession of the said piece of land and, therefore, the learned Single Judge dismissed the writ petition.

We feel that the interest of justice would be met, if the respondents are directed to consider the representation of the writ petitioner/appellant for grant of a patta. The respondents would be in better position to see whether the appellant at any point of time was in possession of any piece of land.

With these directions , the writ appeal is disposed of. No order as to costs.

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(Bilal Nazki, ACJ)

29th August, 2005

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(R.Subhash Reddy,J)

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